

Message Text

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PAGE 01 MONTRE 00241 012131Z
ACTION EB-08

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FROM USMISSION ICAO

E.O. 11652: NA
TAGS: PORG, EAIR, ICAO
SUBJECT: ICAO:COMMITTEE ON UNLAWFUL INTERFERENCE MTG, JANUARY
31, 1978

1. ENTIRE MTG SPENT DISCUSSING FLIMSY 2 TO UI-WP 87 AND 90,
SPECIFICALLY FRG, ISRAEL AND US PROPOSALS TO AMEND PARA 5.1.5.
SENEGAL REP RAISED PROCEDURAL POINT WHICH, HE DESCRIBED AS MATTER
OF PRINCIPLE, IN QUESTIONING WHETHER COMMITTEE SHOULD CONSIDER
AMENDING ANNEX 17 PROVISIONS WHICH WOULD NOT BE EFFECTIVE UNTIL
10 AUGUST 1978. HE WAS SUPPORTED BY PAKISTAN, SPAIN, LEBANON,
COLOMBIA, MOROCCO, USSR. US STRESSED NEED TO CONSIDER SUBSTANCE
OF PROPOSED CHANGES AND DEAL WITH PROCEDURAL MATTERS AND TIME
SCHEDULE FOR IMPLEMENTATION LATER. FOLLOWING A LENGTHY DISCUSSION,
COMMITTEE AGREED TO TAKE UP US PROPOSAL AS AGREED AT LAST MTG.

2. PAKISTAN REP EARLIER HAD INDICATED THAT UIC SHOULD NOT ENGAGE
IN AN EXERCISE OF "PLAYING TO THE WORLD AUDIENCE FOR IMPACT" TO
CREATE IMPRESSION THAT MUCH IS BEING DONE WHEN THE REAL PROBLEM
REQUIREING ATTENTION IS IMPLEMENTATION OF SECURITY
PROVISONS. HE THEN ENGAGED IN ILLOGICAL INTERPRETATION OF
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PAGE 02 MONTRE 00241 012131Z

LANGUAGE PROPOSED IN US SUGGESTED CHANGE TO PARA 9.2. SEVERAL
COMMITTEE MEMBERS HAD SERIOUS RESERVATION CONCERNING
REQUIREMENT THAT SCREENING IS REQUIRED FOR ALL FLIGHTS. SOME
QUALIFYING LANGUAGE WILL BE NECESSARY FOR UIC APPROVAL.

3. SENEGAL HAS PROPOSED THAT PARA 5.1.5 PROVISION BE AMENDED
TO INSERT LANGUAGE TO INCLUDE "EXPLOSIVES AND INCENDIARY

DEVICES" AND THERE WAS GENERAL SUPPORT FOR THIS PROVISION,
BUT ACTION ON ANY ALTERNATIVE WAS DEFERRED UNTIL ADDITIONAL
MTG SCHEDULED FOR 3 FEBRUARY.

4. REQUEST REVIEW OF LANGUAGE PROPOSED FOR 9.2. SUGGEST THAT
REDRAFTING OF PARA 5.1.5 TO INCLUDE KEY ELEMENTS OF 9.2 IS THE
MOST LIKELY ALTERNATIVE TO BE APPROVED BY UIC. THIS HAS BEEN
CONFIRMED INFORMALLY WITH REPS OF FRG, FRANCE, LEBANON, CANADA,
SENEGAL AND OBSERVER FROM ISRAEL IMMEDIATELY
FOLLOWING MTG.

5. ICAO LEGAL BUREAU ADVISES THEY ARE NOT PREPARING ADVISORY OR
ANY OTHER PAPER REGARDING ANNEX 17 CHAPTER 1 APPLICABILITY CLAUSE.
IT SEEMS TO US THAT OUR PRESENT PROPOSED LANGUAGE IS NOT
ACCEPTABLE TO CTE AND THAT WE SHOULD EITHER WITHDRAW OR AMEND IT.
SUBJECT WILL PROBABLY NOT BE FINISHED BEFORE CTE END, BUT WE
WOULD APPRECIATE INSTRUCTIONS OR NEW PROPOSED TEXT ON THIS.
HARPER

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